

SOME IMPORTANT CASES SETTLED BY A DIVIDED BENCH.

The Constitutionality of Section 12 of the Interstate Commerce Law Affirmed, the Chief Justice and Justices Brandeis, McReynolds, and Justice Hughes, dissenting. The Court was divided 5-4 in its decision. The majority opinion was written by Chief Justice Brandeis. The dissenting opinion was written by Justice McReynolds, joined by Justices Hughes and Brandeis. The case involved a challenge to the constitutionality of Section 12 of the Interstate Commerce Act, which prohibited railroads from discriminating between different classes of freight.

Chief Justice Brandeis announced that Mrs. Loomis's application must be denied on the ground that it was competent for the Virginia Court of Appeals to finally determine upon the eligibility of persons to practice before it.

The decisions to-day are remarkable for the number of dissenting majority members of the bench being recorded upon at least one case in opposition to the views of the majority. Justice Brandeis found himself unable to agree with the majority of the court in five cases. The Northern Pacific Railroad case was the first of the cases disposed of to-day, a record which it believed is unequalled in the annals of the court. Among the decisions rendered were these:

In an opinion by Justice Harlan the court affirmed the constitutionality of section 12 of the Interstate Commerce Law, which empowers the Commission to require the attendance of witnesses and testimony and the production of books, papers, and documents, and authorizes the Circuit Court of the United States to enforce its orders.

The case was that of the appeal of the Interstate Commerce Commission from the judgment of the Circuit Court of the United States for the District of Columbia, which had granted a writ of habeas corpus to a railroad employee who had been arrested by the Commission.

Justice Brandeis, in his dissenting opinion, stated that the Commission's action was arbitrary and capricious, and that the employee was entitled to a writ of habeas corpus. He argued that the Commission's power to arrest and detain employees was unconstitutional.

Justice Brandeis also dissented in the case of *United States v. E. J. McLaughlin*, where he argued that the government's search of a private citizen's home without a warrant was unconstitutional.

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A Great Convention of the Order to Open in New York Today.

For the last three or four days delegations of railroad employees from all parts of the United States, Canada, and Mexico have been arriving here to take part in the Convention which begins to-day in the Grand Central Palace.

The Convention has been in contemplation for a number of months and the principal object is to devise some way of settling labor troubles without the intervention of strikes. The railroad strikes of the past four or five years or more have proved uniformly disastrous to the men, and there is a general feeling among them that the day of successful strikes is over.

The call for the Convention states that it is desired to agree upon a line of action which will lead to securing legislation beneficial to the employees regardless of party affiliation and the establishment of some system of arbitration which will take the place of strikes.

The railroad organizations to be represented are the Brotherhood of Locomotive Engineers, the Brotherhood of Railway Trainmen, the Brotherhood of Railroad Firemen, the Order of Railroad Conductors, the Order of Railroad Telegraphers, and the Brotherhood of Railroad Signalmen.

There will be a display in the exhibition room of the Grand Central Palace of all the modern railroad appliances. This exhibition will be open to the public from 10 o'clock to 6 o'clock, three days, in progress, which will be a morning session to-day, when the delegates will be in session.

Chief Clerk of the Order of Railroad Conductors will be in session. Mr. Arthur, made by Senator Coughlin and Mr. Arthur, made by Senator Coughlin and Mr. Arthur, made by Senator Coughlin.

On Monday he called upon Wakeham, who he has known for twelve years. Both are Englishmen. Wakeham was a member of the House of Commons in England. He was a member of the House of Commons in England.

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THE BOSTON LEGISLATURE THEN PASSED THE CURE JUDGE BILL.

It was the first time since 1871 that the Legislature of the Commonwealth of Massachusetts has passed a bill to amend the Constitution of the Commonwealth.

At 4:55 A. M. Mr. Sargent, an Arrived at the Capitol with Assemblymen Sargent of Essex county and Murphy and Edwards of Essex county. The roll call then showed 28 votes in favor of the bill and 17 against.

Since 10 o'clock last night the clerk had been monotonously calling at intervals the names of the absentees, when the north Jersey members were brought in. Edwards and Murphy promptly voted in favor of the bill.

Speakers refused to answer to his name. Republican lobbyists and members of the State Committee gathered about Sargent's seat and tried to coax him to vote for the bill. Then the Democratic members insisted on the enforcement of the rule that prevents the presence on the floor of outsiders.

Speaker Holt, after permitting the lobbyists for some time to use their persuasive powers on the Hudson statesman, directed the Sergeant-at-Arms to enforce the rule. That official took his own time in doing it. There were scenes of excitement and confusion as the outsiders continued their efforts to win Sargent over.

They finally induced him to go to the Speaker's room, where they labored with him for half an hour. Then they came back to the Assembly chamber, where they continued their efforts to win Sargent over.

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TURNED AT SEA.

The Maine of the Bremen North American on a voyage to Europe.

London, May 20.—Hamilton Spence, the first mate of the German bark Paulsenberg, from San Francisco, was arrested in the New Street Police Station this afternoon, charged with murdering a Norwegian sailor named Charles Peterson on the high seas. It is alleged that Peterson was tortured by Spence until he died.

Witnesses testified that on March 14, in the South Atlantic, Peterson was hoisted by the waist to the mainmast and allowed to hang there for four hours. He cried for mercy, but his cries were unheeded, and his requests for water were answered with laughter. Several of the crew attempted to assist Peterson, but were prevented by Spence.

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# The Aeolian.

"More convincing far than any words of praise I can bestow, is the eloquent voice of the instrument itself. One has but to hear the Aeolian play a Symphony of Beethoven to become an enthusiastic admirer of its admirable qualities."

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There is an easy way for any one to be convinced of the merits of the Aeolian. A person has but to see and hear the instrument in order to understand and appreciate its admirable qualities. This we urge you to do, it is on daily exhibition at our warehouses, and the same courteous attention is extended to those who have no intention of purchasing that is given our most liberal patronage.

We would like to send a Catalogue to all who cannot conveniently come and hear the instrument.

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